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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA**

9 VERL JACK MANGRUM and TAMARA)
MANGRUM, husband and wife,) NO. 3:12-cv-05013-RBL
10)
11 Plaintiffs,) STIPULATED MOTION AND
) ORDER FOR REMAND
12 v.)
)
13 A.W. CHESTERTON COMPANY, et al.,)
)
14 Defendants.)
15)

I. RELIEF SOUGHT

17 The parties this action, by and through their respective counsel, stipulate and agree to
18 the remand of the above-entitled action from the United States District Court – Western
19 District of Washington at Tacoma to the Superior Court of the State of Washington in and for
20 the County of Pierce.

II STIPULATED MOTION

23 Plaintiffs filed this case in Pierce County Superior Court on December 2, 2011.
24
25 Defendant Foster Wheeler Energy Corporation ("Foster Wheeler") removed the case to this
26 court on January 6, 2012 based on federal officer jurisdiction under 28 U.S.C. § 1442(a)(1).

1 Subsequent to removal, Foster Wheeler conferred with counsel for the plaintiffs
2 regarding the removal. Foster Wheeler now wishes to place the case back into state court.
3 Foster Wheeler therefore moves this court for remand of this matter to Pierce County Superior
4 Court.

6 After agreeing with counsel for plaintiffs to move for remand, Foster Wheeler
7 conferred with counsel for all defendants and has confirmed there is no opposition to this
8 motion to remand, and that all parties stipulate to remand.
9

10 All parties stipulate that this motion is not based on the merits of Foster Wheeler's
11 removal of the case to this court, and that the removal is sought without prejudice to any future
12 removal action. The parties do not intend for this motion or the requested remand to be
13 binding upon any other party's right to remove the case or assert federal jurisdiction or federal
14 defenses.
15

16

17 Dated this 18th day of January, 2012.
18

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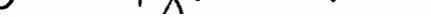
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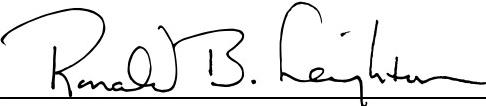
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III. ORDER

The Court, having considered the stipulation by the parties and being fully advised in the premises, NOW THEREFORE, HERBY ORDERS that the above-entitled action be remanded back to the Superior Court of the State of Washington in and for the County of Pierce.

DONE IN OPEN COURT this 23rd day of January, 2012.



RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE

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